

**SUPREME COURT MINUTES
MONDAY, APRIL 11, 2011
SAN FRANCISCO, CALIFORNIA**

S191875 B226170 Second Appellate District, Div. 7 **BABALOLA (MICHAEL) v.
S.C. (PEOPLE)**

Time for ordering review extended on the court's own motion

The time for granting review on the court's own motion is hereby extended to June 14, 2011.
(Cal. Rules of Court, rule 8.512(c).)

S022998 **PEOPLE v. TOWNSEL
(ANTHONY LETRICE)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Louis M. Vasquez's representation that he anticipates filing the respondent's brief by August 31, 2011, counsel's request for an extension of time in which to file that brief is granted to June 10, 2011. After that date, only one further extension totaling about 80 additional days is contemplated.

S055856 **PEOPLE v. ROMERO
(ORLANDO GENE) & SELF
(CHRISTOPHER)**

Extension of time granted

Good cause appearing, and based upon counsel Michael P. Goldstein's representation that he anticipates filing appellant Orlando Gene Romero's reply brief by May 13, 2011, counsel's request for an extension of time in which to file that brief is granted to May 13, 2011. After that date, no further extension is contemplated.

S070250 **PEOPLE v. JOHNSON
(MICHAEL RAYMOND)**

Extension of time granted

Good cause appearing, and based upon counsel Anthony J. Dain's representation that he anticipates filing the appellant's reply brief by June 8, 2011, counsel's request for an extension of time in which to file that brief is granted to June 8, 2011. After that date, no further extension is contemplated.

S072161**PEOPLE v. POTTS
(THOMAS)**

Extension of time granted

Good cause appearing, and based upon counsel Michael P. Goldstein's representation that he anticipates filing the appellant's reply brief by mid-October 2011, counsel's request for an extension of time in which to file that brief is granted to June 6, 2011. After that date, only two further extensions totaling about 130 additional days are contemplated.

S076169**PEOPLE v. PARKER
(GERALD)**

Extension of time granted

Appellant's request for relief from default is granted.

Good cause appearing, and based upon counsel Jeffrey J. Gale's representation that he anticipates filing the appellant's reply brief by December 2011, counsel's request for an extension of time in which to file that brief is granted to May 20, 2011. After that date, only four further extensions totaling about 210 additional days are contemplated.

S080477**PEOPLE v. BANKS (KELVYN
RONDELL)**

Extension of time granted

Good cause appearing, and based upon counsel Stephen M. Lathrop's representation that he anticipates filing the appellant's reply brief by March 2012, counsel's request for an extension of time in which to file that brief is granted to June 7, 2011. After that date, only five further extensions totaling about 270 additional days are contemplated.

S082776**PEOPLE v. REED (ENNIS)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General William H. Shin's representation that he anticipates filing the respondent's brief by July 4, 2011, counsel's request for an extension of time in which to file that brief is granted to June 6, 2011. After that date, only one further extension totaling about 30 additional days is contemplated.

S087533**PEOPLE v. POPS (ASWAD) &
WILSON (BYRON)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Joseph E. Chabot's representation that he anticipates filing appellant Byron Wilson's opening brief by July 5, 2011, counsel's request for an extension of time in which to file that brief is granted to June 6, 2011. After that date, only one further extension totaling about 30 additional days is

contemplated.

S087560

**PEOPLE v. NADEY, JR.,
(GILES ALBERT)**

Extension of time granted

Good cause appearing, and based upon counsel Christopher Johns's representation that he anticipates filing the appellant's opening brief by December 30, 2011, counsel's request for an extension of time in which to file that brief is granted to June 7, 2011. After that date, only four further extensions totaling about 210 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S087773

**PEOPLE v. GOMEZ (RUBEN
PEREZ)**

Extension of time granted

Appellant's request for relief from default is granted.

Good cause appearing, and based upon counsel Lynne S. Coffin's representation that she anticipates filing the appellant's opening brief by August 1, 2011, counsel's request for an extension of time in which to file that brief is granted to May 24, 2011. After that date, only two further extensions totaling about 70 additional days are contemplated.

S104665

**PEOPLE v. POORE
(CHRISTOPHER ERIC)**

Extension of time granted

Good cause appearing, and based upon counsel David S. Adams's representation that he anticipates filing the appellant's opening brief by December 30, 2011, counsel's request for an extension of time in which to file that brief is granted to June 7, 2011. After that date, only four further extensions totaling about 210 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S105876

**PEOPLE v. SUAREZ
(ARTURO JUAREZ)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 7, 2011.

S107653**PEOPLE v. CRAWFORD
(CHARLES EDWARD)**

Extension of time granted

Good cause appearing, and based upon counsel David J. Macher's representation that he anticipates filing the appellant's opening brief by the first week in January 2012, counsel's request for an extension of time in which to file that brief is granted to June 7, 2011. After that date, only four further extensions totaling about 210 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S112146**PEOPLE v. STAYNER (CARY
ANTHONY)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 6, 2011.

S117489**PEOPLE v. WINBUSH
(GRAYLAND)**

Extension of time granted

Good cause appearing, and based upon counsel Richard Jay Moller's representation that he anticipates filing the appellant's opening brief by April 2012, counsel's request for an extension of time in which to file that brief is granted to May 31, 2011. After that date, only five further extensions totaling about 300 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S118775**PEOPLE v. WILSON
(JAVANCE MICKEY)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 14, 2011.

S124131**PEOPLE v. BARRETT
(JOSEPH ANTHONY)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to May 31, 2011.

S132449**PEOPLE v. PETERSON
(SCOTT LEE)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to May 31, 2011.

S139789**HARRIS (MAURICE
LYDELL) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Jeannie R. Sternberg's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by June 27, 2011, counsel's request for an extension of time in which to file that document is granted to May 31, 2011. After that date, only one further extension totaling about 27 additional days is contemplated.

S141519**PEOPLE v. HIN (MAO)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 7, 2011.

S182386**SMITH (DINO LOREN) ON
H.C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to informal response is extended to May 5, 2011.

S182621

F057384 Fifth Appellate District

**PEOPLE v. DOWL (LEWIS
MARCUS)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to May 11, 2011.

S187076**BARRY ON DISCIPLINE**

Extension of time granted – PATRICIA JOAN BARRY

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to State Bar's memorandum response in opposition to the petition for review is extended to April 7, 2011. This will be the last extension of time the court will consider.

S188453 F057147 Fifth Appellate District**PEOPLE v. SANCHEZ (LUIS OSCAR)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to May 9, 2011.

S190968**BURNEY (SHAUN KAREEM)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Holly D. Wilkens's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by September 9, 2011, counsel's request for an extension of time in which to file that document is granted to June 7, 2011. After that date, only two further extensions totaling about 90 additional days are contemplated.

S189786 A114612 First Appellate District, Div. 2**PEOPLE v. WYATT
(REGINALD)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Waldemar Halka is hereby appointed to represent appellant on the appeal now pending in this court.

Appellant's brief on the merits must be served and filed on or before thirty (30) days from the date respondent's opening brief on the merits is filed.

S190226 B223279 Second Appellate District, Div. 1**ADAMAR (MICHAEL) ON
H.C.**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Richard Darington Pfeiffer is hereby appointed to represent appellant on the appeal now pending in this court.

S081700**PEOPLE v. HARRIS (WILLIE LEO)**

Order filed

Appellant's "Application for Permission to File Second Supplemental Brief" is granted. The second supplemental respondent's brief must be served and filed on or before May 11, 2011. Appellant's second supplemental reply brief will be due within 30 days of the filing of the supplemental respondent's brief.

S092356**BOYETTE (MAURICE) ON
H.C.**

Order filed

Good cause appearing, petitioner's motion for relief from default to file the "Petitioner's Exceptions to the Referee's Report and Brief on the Merits" is granted.

S187897

G042321 Fourth Appellate District, Div. 3

IN RE S.W.

Order filed

The appointment of counsel order filed on March 29, 2011, is amended to read as follows:

Upon request of appellant for appointment of counsel, Allison H. Ting is hereby appointed to represent appellant on the appeal now pending in this court.

S191910**GERGELY ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ALFRED J. GERGELY, State Bar Number 42244, as a member of the State Bar of California is accepted.

ALFRED J. GERGELY must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S191912**GINSBURG ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PAUL MARTIN GINSBURG, State Bar Number 43890, as a member of the State Bar of California is accepted.

PAUL MARTIN GINSBURG must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S191913**HEUER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOHN ANDREW HEUER, State Bar Number 30388, as a member of the State Bar of California is accepted.

JOHN ANDREW HEUER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S191914**HUBBS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KELLEEN HUANG HUBBS, State Bar Number 160215, as a member of the State Bar of California is accepted.

KELLEEN HUANG HUBBS must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S191915**HUNSINGER ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GLENN F. HUNSINGER, State Bar Number 55749, as a member of the State Bar of California is accepted.

GLENN F. HUNSINGER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S191956**PERRY, JR., ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOSEPH H. PERRY, JR., State Bar Number 62389, as a member of the State Bar of California is accepted.

JOSEPH H. PERRY, JR., must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S191957**PETERSEN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SCOTT CARLTON PETERSEN, State Bar Number 101885, as a member of the State Bar of California is accepted.

SCOTT CARLTON PETERSEN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S191958**ROSEMEYER ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ROBERT EDWARD ROSEMEYER, State Bar Number 87655, as a member of the State Bar of California is accepted.

ROBERT EDWARD ROSEMEYER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S191959**SAENZ ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ANGEL LOMELI SAENZ, State Bar Number 79182, as a member of the State Bar of California is accepted.

ANGEL LOMELI SAENZ must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S191961**SCHEPER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JAMES HENRY SCHEPER, State Bar Number 81303, as a member of the State Bar of California is accepted.

JAMES HENRY SCHEPER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S191962**SEVERSON ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ALAN ROGER SEVERSON, State Bar Number 69694, as a member of the State Bar of California is accepted.

ALAN ROGER SEVERSON must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S191964**STONE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of HOWARD LEE STONE, State Bar Number 41586, as a member of the State Bar of California is accepted.

HOWARD LEE STONE must also comply with rule 9.20 of the California Rules of Court and

perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S191965**WALTON ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JAMES RODNEY WALTON, State Bar Number 28243, as a member of the State Bar of California is accepted.

JAMES RODNEY WALTON must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S192022**PERNAL, JR., ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CHARLES H. PERNAL, JR., State Bar Number 81057, as a member of the State Bar of California is accepted.

CHARLES H. PERNAL, JR., must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S192023**NELSON ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PEGGY JEAN NELSON, State Bar Number 57886, as a member of the State Bar of California is accepted.

PEGGY JEAN NELSON must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S192027**MILLER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CHARLES BURTON MILLER, State Bar Number 74785, as a member of the State Bar of California is accepted.

CHARLES BURTON MILLER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S192028**LEGGATT ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of STEPHEN DAVID LEGGATT, State Bar Number 206980, as a member of the State Bar of California is accepted.

STEPHEN DAVID LEGGATT must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S192030**KIRCHNER ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ROBERT FRANK KIRCHNER, State Bar Number 103733, as a member of the State Bar of California is accepted.

ROBERT FRANK KIRCHNER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S192031**JONES ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CAROLYN ETHEL JONES, State Bar Number 42065, as a member of the State Bar of California is accepted.

CAROLYN ETHEL JONES must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S192033**JOHAL ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SANJIT KAUR JOHAL, State Bar Number 244410, as a member of the State Bar of California is accepted.

SANJIT KAUR JOHAL must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S192035**JAMES ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DANIEL ALAN JAMES, State Bar Number 132531, as a member of the State Bar of California is accepted.

DANIEL ALAN JAMES must also comply with rule 9.20 of the California Rules of Court and

perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Fourth Appellate District, Div. 2 **TRANSFER ORDERS**

The following matters, now pending in the Court of Appeal, Fourth Appellate District, are transferred from Division Two to Division One:

1.	E052189	People v. Maurice Hill
2.	E052292	People v. Carlos Bernal
3.	E052900	People v. Purcell Johnson et al.
4.	E052267	People v. Ryan Pagan et al.
5.	E052159	People v. Raul Galvez
6.	E052328	People v. Beau Cornish
7.	E052392	People v. Thomas Reed
8.	E052643	People v. Jesus Veliz, Sr., et al.
9.	E052395	People v. Ricky Peete
10.	E052349	People v. Shadd Robinson

1017241-11

The HONORABLE JOAN K. IRION, Associate Justice of the Court of Appeal, Fourth Appellate District, Division One, is hereby assigned to assist the Supreme Court, as a justice thereof, on April 11, 2011, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

1017242-11

The HONORABLE ELIZABETH A. GRIMES, Associate Justice of the Court of Appeal, Second Appellate District, Division Eight, is hereby assigned to assist the Supreme Court, as a justice thereof, on April 11, 2011, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.